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THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/616,437  
Filed: July 9, 2003  
Inventor(s):  
Hans F. van Rietschote, Craig W.  
Hobbs, and Mahesh P. Saptarshi

Title: Migrating Virtual Machines  
Among Computer Systems  
to Balance Load Caused by  
Virtual Machines

§ Examiner: Truong, Camquy  
§ Group/Art Unit: 2195  
§ Atty. Dkt. No: 5760-12200/VRTS 0375  
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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below.

Lawrence J. Merkel

Printed Name

*Signature of Lawrence J. Merkel*  
Signature

January 9, 2006

Date

**NOTICE OF APPEAL**

**Mail Stop AF**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the final Office Action dated October 18, 2005.

The Commissioner is hereby authorized to charge the fee for filing this Notice of Appeal pursuant to 37 C.F.R. §1.17(e) (large entity) of \$500.00 to Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C. Deposit Account No. 501505/5760-12200/LJM.

Respectfully submitted,

*Signature of Lawrence J. Merkel*  
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AGENT FOR APPLICANTS

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